



ఆంధ్రప్రదేశ్ రాజ పత్రము
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AMARAVATI, TUESDAY, NOVEMBER 1, 2022

G.1028

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD,
4th FLOOR, IMDADAGHAR, Opp: KALESWARAO MARKET, VIJAYAWADA.

F.No.02/M/KNL/2015/Z-IV.

Date: 28-09-2022.

NANDYAL DISTRICT (ERSTWHILE KURNOOL DISTRICT) - PEERLA PANJA (ASHURKHANA) AND ITS ATTACHED PROPERTIES SITUATED AT DHONE TOWN& MANDAL - Sri SHAIK MALIN BASHA, S/o. Late S.MD. KHASIM VALI RECOGNIZED AS MUTAWALLI U/Sec.42 OF THE WAQF ACT, 1995 IN PLACE OF HIS FATHER Late MD. KHASIM VALI.

- Read : 1. Representation of Sri. Shaik Malin Basha , S/o. Late S.Md. Khasim Vali, R/o.24/537, Dhone Town, Kurnool District, dated:15-10-2018.
2. This Office Memo dated:27-11-2018
3. Report of the I.A.Waqf, Kurnool District, vide Lr. No. 01/KNL/Panja/ 2018, dated:06-09-2019.
4. This Office Notification of even No.dated:19-11-2020.
5. Report of the I.A.Waqf, Kurnool District, vide Lr.No.01/KNL/Panja/ 2018, Dated:04-01-2021 along with notification published news paper dated.24-11-2020.
6. Board's Resolution No.338 of 2022, dated:24-08-2022.
7. Orders of the Hon'ble Chairperson, APSWB, dated.19-09-2022.

ORDER:

The Waqf institution namely Peerla Panja (Ashurkhana) and its attached property in Sy. No. 264 to an extent of Ac. 5.82 cents, Sy.No. 269/A to an extent of Ac.0.60 cents, Sy.No. 275 to an extent of Ac.15.25 cents, Sy.No. 323/A to an extent of Ac.2.70 cents situated at Dhone Village & Mandal, Kurnool District are notified Waqf and got published in A.P. Gazette No. 18-A, Part-II, dated:02-05-1963 at serial No.1959 under the Towliath of Khazi Md. Ibrahim and other. The rule of succession is hereditary. After death of notified Mutawalli Board has appointed to Sri.Md. Khasim Vali as Mutawalli to the subject Waqf institution and its attached properties vide proceeding No. R1/70/KNL/86, Dated:20-04-1989.

In the ref. 1st read above, Sri. Shaik Malin Basha, S/o. S.Md. Khasim Vali has submitted to this office with a request to recognize him as Mutawalli to the subject Waqf institution in place of his father late S.Md. Khasim Vali,

In the ref. 2nd cited, this office issued a Memo to Inspector Auditor Waqf, Kurnool District for calling detailed report in the subject matter.

Accordingly, the I.A. Waqf, Kurnool District has submitted report vide ref.3rd read above, that Sri. S.Md. Khasim Vali, Mutawalli of the subject Waqf institution has been expired on 21-09-2018, after that his son Sri.Shaik Malin Basha has managing the affairs of the subject Waqf institution and requested to recognise him as Mutawalli in place of his father late S. Md.Khasim Vali to the subject Waqf institution.

As a part of further course of action, this office has issued paper notification vide ref.4th read above duly inviting claims and objections if any for reconization of Sri. Shaik Malin Basha, S/o.late S.Md. Khasim Vali, as Mutawalli U/sec.42 of Waqf Act, 1995 to the subject Waqf institution and its attached properties in place of his father S.Md. Khasim Vali within a period of (15) days from the date of Publication of this Notification with documentary evidence.

In the ref. 5th read above the Inspector Auditor, Waqf, Kurnool District, has reported that the said paper notification has published in Andhra Jyothi Telugu daily District edition of Kurnool on 24-11-2020 and there were no claims & objections were received within period of stipulated time from the date of Publication of the notification.

The subject matter was placed before the Board and the Board has passed resolution No.338 of 2022, dated.24-08-2022 vide ref.6th read above to recognize

Sri. Shaik Malin Basha, S/o.late S.Md. Khasim Vali as Mutawalli U/sec.42 of Waqf Act, 1995 in place of his father to Peerla Panja (Ashurkhana) and its attached properties situated at Dhone Town& Mandal, Nandyal District.

Accordingly, Sri.Shaik Malin Basha, S/o.late S.Md. Khasim Vali is hereby recognized as Mutawalli in place of his father late S.Md. Khasim Vali to Peerla Panja (Ashurkhana) and its attached properties situated at Dhone Town& Mandal, Nandyal District U/sec.42 of Waqf Act,1995 for managing the affairs of the subject Waqf Institution by following Waqf Act,1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec. 61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3(ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and

punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer,
A.P. State Waqf Board, Vijayawada.

To
Sri.Shaik Malin Basha, S/o.late S.Md. Khasim Vali,
Mutawalli of Peerla Panja (Ashurkhana),
Dhone Mandal & Town, Nandyal District.

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